THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No. 18192 OF 2007

Dated 28th August 2007

Between:

P.V.Kameswara Rao

…Petitioner

and

The Vice-Chairman & Managing Director,
APSRTC, Bus Bhavan, Musheerabad,
Hyderabad & others

…Respondents

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WRIT PETITION No. 18192 OF 2007

O R D E R:

The petitioner is a licensee, in respect of a canteen in Nellore Bus Station, from 2001 to 2004. The Board of Directors of APSRTC passed a resolution dated 8.10.2003, directing that the leases in respect of canteens be extended up to six years. It is stated that through a recent resolution dated 5.8.2007, the Board has resolved to extend the leases of similar nature, up to 10 years. The petitioner claims to have made a representation, dated 7.3.2007, for extension of the lease in his favour, in terms of the relevant resolutions, and complains that no action has been taken thereon. It is also stated that tenders were called and the licence is sought to be granted in favour of third parties.

Heard the learned counsel for the petitioner and learned Standing Counsel for respondents.

The question as to whether the petitioner is entitled for the

benefit under the resolutions, dated 8.10.2003 and 5.8.2007, passed by the Board of Directors of the APSRTC, or not, is a matter to be decided by the 1st respondent. This court cannot express any view, on this aspect. However, if the licence is awarded to a different agency, even while the representation is pending, the very purpose would be defeated.

Therefore, the writ petition is disposed of, directing the 1st respondent to pass appropriate orders, on the representation dated 7.3.2007, submitted by the petitioner, within a period of two weeks, from the date of receipt of a copy of this order. Till such time, the petitioner shall not be required to hand over the possession of the canteen. There shall be no order as to costs.

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28th August 2007

Note: Issue C.C. by tomorrow
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